

VIA FACSIMILE

Attorney Docket No. 29708-501 CIP

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Grasso et al.

SERIAL NUMBER: 10/698,510

EXAMINER: Maury Audet

FILING DATE: October 31, 2003

ART UNIT: 1654

FOR: *Leptin-Related Peptides*

## MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## TERMINAL DISCLAIMER

The owner, Albany Medical College, of 100 percent interest in the instant application (by virtue of the Assignment recorded at Reel/Frame: 016480/0879) hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to 156 and 173, as presently shortened by any terminal disclaimer over claims 1-6 of prior U.S. Patent No. 6,777,388. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to 156 and 173 of any patent granted on said reference application, as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending

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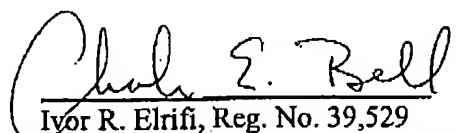
reference application, in the event that any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer filed prior to its grant.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The undersigned, as Applicant's attorneys of record, file this Terminal Disclaimer and the corresponding fee required by 37 C.F.R. § 1.20(d). The Commissioner is authorized to charge any additional fees or credit any overpayment to the account of the undersigned, Deposit Account No. 50-0311, Ref. No. 29708-501 CIP.

Respectfully submitted,

Dated: September 27, 2006

  
Ivor R. Elrifi, Reg. No. 39,529  
Naomi S. Biswas, Reg. No. 38,384  
Charles E. Bell, Reg. No. 48,128  
Attorneys for Applicants  
c/o MINTZ LEVIN  
Telephone: (617) 542-6000  
Facsimile: (617) 542-2241  
Customer Number 30623.